

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X-----X
ARTHUR BALDER,

Plaintiff,

v.

SUSAN SARANDON, DAVID SHARA, HONEY
SHARA, TIGRAN TSITOGHDZIAN,

Defendants.

X-----X

Case No.: 1:22-cv-06401-JLR-SN

**DECLARATION OF BARRY
M. GOLDEN IN SUPPORT OF
DEFENDANTS' OBJECTIONS
TO THE REPORT AND
RECOMMENDATION**

BARRY M. GOLDEN, pursuant to 28 U.S.C. § 1746, declares under the penalty of perjury,
as follows:

1. I am an attorney for the Defendants Susan Sarandon ("Sarandon"), David Shara ("David Shara"), Honey Shara ("Honey Shara"), and Tigran Tsitoghdzian ("Tsitoghdzian") (collectively "Defendants") in this action and submit this declaration in support of the objections to the Report and Recommendation dated December 18, 2023, by the Honorable Sarah Netburn, recommending that Defendants' motion to dismiss Plaintiff Arthur Balder's ("Plaintiff") Third Amended Complaint (the "TAC") be denied in part.

2. Annexed hereto as **Exhibit 1** is a screenshot of the search conducted within the Copyright Public Records System located at the website of the United States Copyright Office (www.copyright.gov), for the work titled OUR POST-CRITICAL ERA FOR THE ARTS, last accessed on January 31, 2024.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 31, 2024, in New York, New York.



BARRY M. GOLDEN, ESQ